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Attorneys for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
LAS VEGAS DIVISION

JIM O. MCKENZIE, JR.

Plaintiff,

vs.

NANCY A. BERRYHILL, Deputy
Commissioner for Operations,
performing the duties and functions not
reserved to the Commissioner of
Social Security,
Defendant.

Case No. 2:17-cv-02752-RFB-CWH

**DEFENDANT'S UNOPPOSED
MOTION TO EXTEND TIME**

(First Request)

NANCY A. BERRYHILL, Deputy Commissioner for Operations, performing the duties and functions not reserved to the Commissioner of Social Security ("Defendant" or the "Commissioner"), hereby moves this Honorable Court to grant her unopposed motion for a 30-day extension of time to file her response to Jim O. McKenzie, Jr.'s (Plaintiff), Motion to Remand to Social Security Administration (the "Motion") (Docket Number 15). The original deadline was March 19, 2018, and the new deadline would be April 18, 2018. The Commissioner requests this additional time because she is in the process of considering the voluntary remand of the above-captioned matter without further briefing by the parties. The undersigned counsel apologizes for the untimeliness of this request and

1 understands the inconvenience to the Court and to Plaintiff. Counsel inadvertently mis-calendared the
2 Commissioner's deadline to respond to the Motion. Counsel filed four cross-motions for summary
3 judgment during the week of March 19, 2018, including two cross-motions on the same date her cross-
4 motion was due in the above-captioned matter. As a result, she did not discover her oversight prior to
5 the deadline. Plaintiff's counsel has stated that Plaintiff does not oppose the Commissioner's request
6 for additional time. The Commissioner further respectfully requests that the scheduling order in the
7 above-captioned matter be modified accordingly.

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9 Dated: March 27, 2018

Respectfully submitted,

DAYLE ELIESON
United States Attorney

11 By: /s/ Sharon Lahey

12 SHARON LAHEY
13 Assistant Regional Counsel

14
15 **ORDER**

16 Pursuant to Defendant's motion and the parties' agreement, IT IS SO ORDERED. Defendant
17 shall file her response to Plaintiff's Motion to Remand to Social Security Administration on or before
18 April 18, 2018. All other deadlines are modified accordingly.

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20 Dated: March 28, 2018

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22 HON. CARL W. HOFFMAN
23 UNITED STATES MAGISTRATE JUDGE
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CERTIFICATE OF SERVICE

I, Sharon Lahey, Assistant Regional Counsel, hereby certify that the following individual was served a copy of the foregoing **DEFENDANT'S UNOPPOSED MOTION TO EXTEND TIME** on March 27, 2018 via CM/ECF:

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Dated this 27th day of March, 2018

/s/ Sharon Lahey
SHARON LAHEY
Assistant Regional Counsel

CERTIFICATE OF SERVICE

(CASE No. 2:17-cv-02752-RFB-CWH)